

Atty. Dkt. No. K00-001C01
(formerly 0001.US01.CIP)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gruber et al.

Title: SYSTEM AND METHOD FOR
INTERACTIVE FUNDRAISING
OVER A WIDE-AREA
NETWORK

RECEIVED
CENTRAL FAX CENTER
JAN 06 2006

Appl. No.: 09/800,389

Filing Date: March 6, 2001

Examiner: S. E. CHENCINSKI

Art Unit: 3628

**AFFIDAVIT OF DR. HARRY GRUBER
AND DR. ALLEN GRUBER
FILED UNDER 37 CFR 1.131**

We, Harry Gruber and Allen Gruber, named inventors in pending U.S. Patent Application Serial No. 09/800,389, jointly declare under penalty of perjury the following:

1. We are founders and current officers of Kintera, Inc., a Delaware corporation, and the assignee of U.S. Patent Application Serial No. 09/800,389.
2. At its founding, Kintera was initially known as VirtualDonors.com.
3. We founded VirtualDonors.com with the intention of becoming a leader in Internet fundraising for charitable and political nonprofit organizations.
4. Prior to August 10, 2000, the publication date of the King reference, we conceived the ~~concept of~~ automatically displaying virtual plaques, or cyberplaques, to recognize online donors and to enhance fundraising successes.

Atty. Dkt. No. K00-001C01
(formerly 0001.US01.CIP)

5. Prior to August 10, 2000, we participated in the development of a Business Plan to raise capital for VirtualDonors.com. The Business Plan clearly outlined the use of cyberplaquing. A portion of the Business Plan is attached as Exhibit A.
6. From the time we conceived the idea of cyberplaquing before August 10, 2000, we exercised due diligence in reducing the concept to practice.

By Harry Gruber
Dr. Harry Gruber

By Allen Gruber
Dr. Allen Gruber

EXHIBIT A

Business Plan for VirtualDonors.Com (Redacted)

BEST AVAILABLE COPY

Confidential and Proprietary

VIRTUALDONORS.COM, INC.
BUSINESS PLAN



Copy No. _____

Recipient _____

Confidential and Proprietary

Confidential and Proprietary

BUSINESS PLAN SUMMARY

Company Overview

The management team consists of individuals who are uniquely qualified to carry out the business plan and have been exceptionally successful in other startup businesses. Harry Gruber, a Board member of the VirtualDonors.com, Inc., founded and ran INTERVU, Inc. INTERVU, Inc. is an Internet video streaming company that went public and was recently sold to Akamai Technologies, Inc., for \$2.8 billion. Allen Gruber, the CEO and a Board member of VirtualDonors.com, Inc., has been a seed investor in several Internet start-up companies and has served on the Board of Directors of several successful start-up businesses, including INTERVU, Inc.

VirtualDonors.com, Inc. is defining Internet fundraising. Its library of tools and techniques will enhance online fundraising and will include:

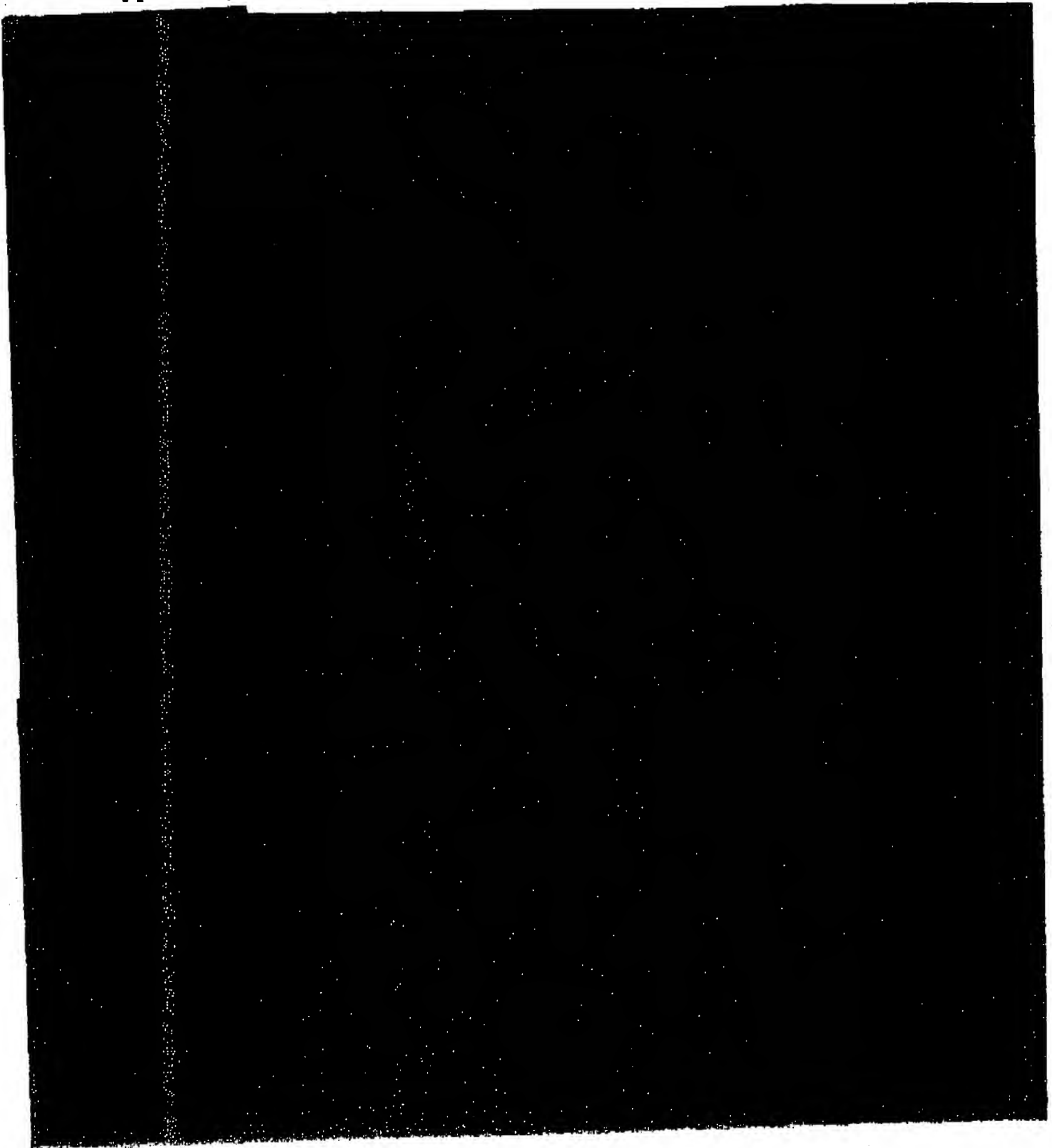
1. an e-commerce engine designed for charitable and political online donations.
2. a relational database package customized for the needs of NPOs.
3. an interactive calendar program that can be a front-end to event scheduling and participant recruitment.

VirtualDonors.com, Inc. has programs for major gifts and small gifts. Major donors, corporations, and foundations can sponsor an event or program and be visibly displayed on the associated Internet site - "cyberplaquing." Small gift donors can interact with the

Confidential and Proprietary

web sites, be involved in the mission of their selected NPOs, and cyberplaque less frequented areas.

The Business Opportunity



Page 2

Confidential and Proprietary